

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:09cv466

LEE B. MARTINDALE,

Plaintiff,

vs.

MICHAEL J. ASTRUE,
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

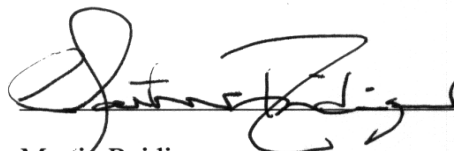
J U D G M E N T

For the reasons set forth in the Order filed herewith,

IT IS, THEREFORE, ORDERED that the Magistrate Judge's Memorandum & Recommendation is **ACCEPTED**; Plaintiff's Motion for Summary Judgment is **DENIED**; the Defendant's Motion for Judgment on the Pleadings is **GRANTED**; and the Commissioner's decision is hereby **AFFIRMED**.

This case is hereby **DISMISSED WITH PREJUDICE**.

Signed: March 23, 2011


Martin Reidinger
United States District Judge

